

UNITED STATES DISTRICT COURT

Northern District of California

10 Imhoff,

08-02127 MEJ

11 Plaintiff(s),

**NOTICE RE: NONCOMPLIANCE
WITH COURT ORDER**

12 v.

13 Lincoln General Insurance Company,

14 Defendant(s).

16 The parties have failed to file an ADR Certification and either a Stipulation and
17 [Proposed] Order Selecting an ADR Process or a Notice of Need for ADR Phone
18 Conference as required by the Initial Case Management Scheduling Order. Counsel
19 shall Meet and Confer forthwith in an attempt to agree on an ADR process for this
20 matter. Thereafter, counsel, on behalf of themselves and each party, promptly shall file
21 an **ADR Certification** and either 1) a **Stipulation and [Proposed] Order Selecting**
22 **ADR Process**, or 2) a **Notice of Need for ADR Phone Conference** (Civil L.R. 16-8(b),
23 ADR L. R. 3-5(b) Civil L.R. 16-8(c), ADR L. R. 3-5(c), (d)). (These forms are available
24 at www.adr.cand.uscourts.gov.)

26 Further, in accordance with ADR L.R. 3-5(e) counsel shall concurrently provide a
27 copy of all documents filed pursuant to this notice directly to the ADR Unit either by fax
28 (415-522-4112), hand delivery (ADR Program, USDC, Northern District of California,

1 450 Golden Gate Avenue, 16th Floor, San Francisco, California), or by PDF attachment
2 to an e-mail directed to adr@cand.uscourts.gov.

3
4 It is the responsibility of counsel to schedule an ADR Phone Conference, if
5 required, to occur before the Case Management Conference.
6
7

8 Dated: July 16, 2008

9 RICHARD W. WIEKING
10 Clerk
by: Lisa Salvetti



11
12 ADR Administrative Assistant
13 415-522-2032
lisa_salvetti@cand.uscourts.gov

PROOF OF SERVICE

Case Name: Imhoff v. Lincoln General Insurance Company

Case Number: 08-02127 MEJ

I declare that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California. I am over the age of eighteen (18) years and not a party to the action. My business address is:

ADR Program
United States District Court
Northern District of California
450 Golden Gate Avenue Floor 16
San Francisco, CA 94102

On July 16, 2008, I served a true and correct copy of:

Notice Re: Noncompliance With Court Order

[X] electronically, I caused said documents to be transmitted using ECF as specified by General Order No. 45 to the following parties:

John Michael Murphy
Murphy Logan et al
2350 First Street
P.O. Box 5540
Napa, CA 94581-0508

Elizabeth Curie Kim
Burnham Brown
1901 Harrison Street
11th Floor
Oakland, CA 94612
lkim@burnhambrown.com

Clark J. Burnham
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Steven Joseph Kahn
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[] by Facsimile, I caused said documents to be transmitted to the following parties by fax machine:

[] by U. S. Mail, I placed a true copy in a sealed envelope with postage fully prepaid in the United States Post Office Mail Box in San Francisco, California, addressed as follows:

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on July 16, 2008 in San Francisco, California.

RICHARD W. WIEKING
Clerk

by: Lisa Salvetti



ADR Administrative Assistant
415-522-2032
lisa_salvetti@cand.uscourts.gov